

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Eugenia Adlai v Victor Adlai**
Docket No. **288309**
L.C. No. **2007-731336-DM**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal from the September 24, 2008 judgment of divorce is DISMISSED. When appellant filed his timely postjudgment motion to modify the parenting time schedule found in the judgment, the court rules changed the time to file a claim from twenty-one days after the entry of the final order to twenty-one days after the circuit court entered an order that decided the motion. MCR 7.204(A)(1)(b). When appellant filed his claim of appeal before the Oakland Circuit Court rendered its decision on the pending motion, this Court lacked jurisdiction to accept the appeal. MCR 7.202(6)(a)(i), MCR 7.203(A)(1), MCR 7.204(A), and MCR 7.204(A)(1)(b).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 07 2009
Date

Sandra Schultz Mengel
Chief Clerk